

DANIEL F. POLSENBERG (SBN 2376)  
 J CHRISTOPHER JORGENSEN (SBN 5382)  
 ABRAHAM G. SMITH (SBN 13,250)  
 LEWIS ROCA ROTHGERBER CHRISTIE LLP  
 3993 Howard Hughes Parkway, Suite 600  
 Las Vegas, Nevada 89169-5996  
 (702) 949-8200  
[DPolsenberg@LewisRoca.com](mailto:DPolsenberg@LewisRoca.com)  
[CJorgensen@LewisRoca.com](mailto:CJorgensen@LewisRoca.com)  
[ASmith@LewisRoca.com](mailto:ASmith@LewisRoca.com)

*Attorneys for United Automobile  
 Insurance Company*

J CHRISTOPHER JORGENSEN (SBN 5382)  
 ABRAHAM G. SMITH (SBN 13,250)  
 LEWIS ROCA ROTHGERBER CHRISTIE LLP  
 3993 Howard Hughes Parkway, Suite 600  
 Las Vegas, Nevada 89169-5996  
 (702) 949-8200  
[CJorgensen@LewisRoca.com](mailto:CJorgensen@LewisRoca.com)  
[ASmith@LewisRoca.com](mailto:ASmith@LewisRoca.com)

*Attorneys for Lewis Roca Rothgerber Chris-  
 tie LLP, Daniel F. Polsenberg, J Christopher  
 Jorgensen, Abraham Smith, and Matthew  
 Tsai*

DONALD J. CAMPBELL (SBN  
 1216)  
 PHILIP R. ERWIN (SBN 11,563)  
 CAMPBELL & WILLIAMS  
 710 S. Seventh Street, Suite A,  
 Las Vegas, Nevada 89101  
 (702) 382-5222  
[DJC@cwlawlv.com](mailto:DJC@cwlawlv.com)  
[PRE@cwlawlv.com](mailto:PRE@cwlawlv.com)

*Attorneys for Winner & Sherrod  
 and Thomas E. Winner*

THOMAS F. CHRISTENSEN  
 (SBN 2326)  
 DAWN A. HOOKER (SBN 7,019)  
 CHRISTENSEN LAW OFFICES,  
 LLC  
 1000 S. Valley View Blvd.  
 Las Vegas, Nevada 89107  
 (702) 870-1000

*Attorneys for Plaintiffs Gary  
 Lewis, Christensen & Arntz*

UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA

THOMAS CHRISTENSEN, E.  
 BREEN ARNTZ, and GARY LEWIS,  
 Plaintiffs,

vs.

UNITED AUTOMOBILE  
 INSURANCE COMPANY; LEWIS  
 ROCA ROTHGERBER CHRISTIE;  
 DANIEL POLSENBERG; J.  
 CHRISTOPHER JORGENSEN;  
 ABRAHAM SMITH; MATTHEW  
 TSAI; WINNER & SHERROD f/k/a  
 ATKIN WINNER & SHERROD;  
 THOMAS E. WINNER; ROGERS  
 MASTRANGELO CARVALHO &  
 MITCHELL, LTD.; STEPHEN  
 ROGERS; and DOES I through V,  
 Defendants.

Case No. 2:22-cv-02125-JAD-VCF

**STIPULATED MOTION AND ORDER TO  
 EXTEND DEADLINE:**

- (1) TO RESPOND TO MOTION  
 FOR REMAND (ECF No. 10)  
 (FIRST REQUEST)**
- (2) TO RESPOND TO MOTIONS  
 TO STRIKE, FOR EXCESS  
 PAGES, FOR EXTENSION OF  
 TIME, AND TO DISMISS (ECF  
 Nos. 13, 15, 16, 17, 21, 24,  
 25 & 29) (FIRST REQUEST)**

[ECF Nos. 31, 32]

The parties jointly move for and stipulate to an extension of deadlines on certain pending oppositions pursuant to FRCP 6(c) and LR IA 6-1. Plaintiffs filed a motion to remand (ECF No. 10) (the “motion to remand”) on January 20, 2023, serving the motion on defendants that same day. Defendants then filed motions to dismiss under FRCP 12(b)(6) (ECF Nos. 15 & 16) and NRS 41.660 (ECF No. 21), a motion for leave to file excess pages (ECF No. 17 & 24), a motion to dismiss (or alternatively, to quash) under 12(b)(4) (ECF No. 25), a motion to strike the amended complaint (ECF No. 13), and a motion for a retroactive extension of time (ECF No. 29) on January 25 and January 26, 2023, serving the motions on plaintiffs those same days. Plaintiffs filed a motion for stay (ECF No. 30) on February 1, 2023, serving the motion on defendants that same day.

### **STIPULATION**

Plaintiffs and defendants have mutually agreed to two-week extensions on all the oppositions due to each of these now-pending motions, as follows:

1. A 14-day extension, through Friday, February 17, 2023, for defendants’ opposition to plaintiffs’ motion to remand (ECF No. 10).
2. A 14-day extension, through Thursday, February 23, 2023 for plaintiffs’ oppositions to defendants’ motions to strike (ECF No. 13), for leave to file excess pages (ECF Nos. 17 & 24), for a retroactive extension of time (ECF No. 29) and to dismiss the amended complaint under Rule 12(b)(4) (ECF No. 21), Rule 12(b)(6) (ECF Nos. 15 & 16), and NRS 41.660 (ECF No. 25).

### **POINTS AND AUTHORITIES**

Under LR 7-2(a), “For all . . . motions [other than those related to summary judgment], the deadline to file and serve any points and authorities in response to the motion is 14 days after service of the motion.” Accordingly, defendants’ responses to the motions for remand is currently due February 3,

1 2023, respectively. Meanwhile plaintiffs' oppositions to the motions to dismiss  
2 are currently due February 8 and February 9, 2023.

3 Under FRCP 6(c) and LR IA 6-1, the parties mutually request an exten-  
4 sion of each of these deadlines by two additional weeks. Given such extensions:  
5 (a) defendants' opposition to the motion for remand will become due February  
6 17, 2023, and (b) plaintiffs' oppositions to the motions to dismiss will become  
7 due February 23, 2023.<sup>1</sup> This is the parties' first stipulation to extension of the  
8 deadlines for these oppositions. Defendants have previously moved for and suc-  
9 cessfully obtained an extension of time to file responsive pleadings and motions.  
10 (ECF Nos. 3 & 7.) Defendants have also filed a retroactive motion to extend  
11 time for filing the motions to dismiss by a few hours. (ECF No. 29.)

12 There is good cause for these extensions. Counsel most familiar with this  
13 matter at Lewis Roca is out-of-town and unavailable. Counsel for the Winner  
14 defendants has likewise been extraordinarily busy on multiple matters, includ-  
15 ing the joint responsive motions noted above. (ECF Nos. 13, 15, 16, 17, 21, 24,  
16 25 & 29.) Counsel for plaintiffs also agreed to this mutual extension because of  
17 the complexity of the motions to which they are responding. The additional  
18 time will enable all parties to provide this court with adequate briefing on the  
19 pending motions.

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28 <sup>1</sup>Defendants agree to extend to the latter of the two possible deadlines for the  
motions to dismiss.

1 Dated this 3rd day of February, 2023.

2 LEWIS ROCA ROTHGERBER CHRISTIE LLP

3 By: /s/ Abraham G. Smith

4 DANIEL F. POLSENBERG (SBN 2376)  
5 ABRAHAM G. SMITH (SBN 13,250)  
6 J CHRISTOPHER JORGENSEN (SBN 5382)  
7 3993 Howard Hughes Parkway Suite 600  
8 Las Vegas, Nevada 89169  
9 (702) 949-8200

10 *Attorneys for United Automobile*  
11 *Insurance Company*

12 LEWIS ROCA ROTHGERBER CHRISTIE LLP

13 By: /s/ Abraham G. Smith

14 J CHRISTOPHER JORGENSEN (SBN 5382)  
15 ABRAHAM G. SMITH (SBN 13,250)  
16 3993 Howard Hughes Parkway, Suite 600  
17 Las Vegas, Nevada 89169-5996  
18 (702) 949-8200

19 *Attorneys for Lewis Roca Rothgerber Christie*  
20 *LLP, Daniel F. Polsenberg, J. Christopher*  
21 *Jorgensen, Abraham Smith, and Matthew Tsai*

22 CAMPBELL & WILLIAMS

23 By: /s/ Phil R. Erwin

24 DONALD J. CAMPBELL (SBN 1216))  
25 PHILIP R. ERWIN (SBN 11,563)  
26 710 South Seventh Street, Suite A  
27 Las Vegas, Nevada 89101  
28 (702) 382-5222

*Attorneys for Winner & Sherrod*  
*and Thomas E. Winner*

CHRISTENSEN LAW OFFICES

By: /s/ Dawn A. Hooker

DAWN A. HOOKER (SBN 7,019)  
1000 S. Valley View Blvd.  
Las Vegas, Nevada 89107  
(702) 870-1000

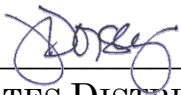
*Attorneys for Plaintiffs Gary Lewis,*  
*Christensen & Arntz*

**ORDER GRANTING EXTENSION**

Based on the parties' stipulation and good cause appearing, IT IS ORDERED that the joint request for a two-week extension on deadlines for oppositions to pending motions as listed in the stipulation [ECF Nos. 31, 32] is GRANTED.

Defendants' opposition to plaintiffs' motion for remand (ECF No. 10) is now due February 17, 2023.

Plaintiffs' oppositions to defendants' motions to strike and to dismiss the amended complaint under Rule 12(b)(4), Rule 12(b)(6), and NRS 41.660 (ECF Nos. 13, 15, 16, 17, 21, 24, 25 & 29) are now due February 23, 2023.

  
UNITED STATES DISTRICT JUDGE  
2/6/23

Submitted by:  
LEWIS ROCA ROTHGERBER CHRISTIE, LLP

By: /s/Abraham Smith  
DANIEL F. POLSENBERG (SBN 2376)  
JOEL D. HENRIOD (SBN 8492)  
ABRAHAM G. SMITH (SBN 13,250)  
3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

*Attorneys for Defendants, Lewis Roca Rothgerber  
Christie LLP, Daniel F. Polsenberg, J. Christopher  
Jorgensen, Abraham Smith, and Matthew Tsai*